



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

10/772,267

02/06/2004

Shunpei Yamazaki

740756-2708

4444

22204 7590 10/20/2010

NIXON PEABODY, LLP

401 9TH STREET, NW

SUITE 900

WASHINGTON, DC 20004-2128

EXAMINER

MOORE, KARLA A

ART UNIT

PAPER NUMBER

1716

MAIL DATE

DELIVERY MODE

10/20/2010

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

**UNITED STATES DEPARTMENT OF COMMERCE****U.S. Patent and Trademark Office**

Address : COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10772267	2/6/04	YAMAZAKI, SHUNPEI	740756-2708

NIXON PEABODY, LLP
401 9TH STREET, NW
SUITE 900
WASHINGTON, DC 20004-2128

EXAMINER

KARLA MOORE

ART UNIT	PAPER
----------	-------

1716	20101019
------	----------

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

The office has received the information disclosure statement filed 14 October 2010 along with the fee required by 37 CFR 1.17 and 37 CFR 1.97 and a statement. However, while Examiner appreciates the additional "family" information that has been provided on the 1449, technically, it renders the submission non-compliant, as the statement relevant to the instant situation must state that EACH ITEM (emphasis added) of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. Thus, for consideration this information disclosure, both the 1449 form and the statement would need to be corrected to allow for the proper statement. The submission has been placed in the application file, but the information referred to therein has not been considered.

/Karla Moore/
Primary Examiner, Art Unit 1716